

08-22269-CD
Discover Bank vs Shauna R. Olson

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FILED

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112:30/0

William A. Shaw

Prothonotary/Clerk of Courts

1 cent to Shaw

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

DISCOVER BANK

Plaintiff

No: 2008-2269-CD

vs.

COMPLAINT IN CIVIL ACTION

SHAUNA R OLSON

Defendant

FILED ON BEHALF OF
Plaintiff

COUNSEL OF RECORD OF
THIS PARTY:

James C. Warmbrodt, 42524
WELTMAN, WEINBERG & REIS CO., L.P.A.
436 Seventh Avenue, Suite 1400
Pittsburgh, PA 15219
(412) 434-7955
FAX: 412-338-7130
07049293 C A Pit ABR

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

DISCOVER BANK

Plaintiff

vs.

Civil Action No

SHAUNA R OLSON

Defendant

COMPLAINT AND NOTICE TO DEFEND

You have been sued in court. If you wish to defend against the claims set forth in the following pages, you must take action within twenty (20) days after this complaint and notice are served, by entering a written appearance personally or by an attorney and filing in writing with the court your defenses or objections to the claims set forth against you. You are warned that if you fail to do so the case may proceed without you and a judgment may be entered against you by the court without further notice for any money claimed in the complaint or for any other claim or relief requested by the plaintiff. You may lose money or property or other rights important to you.

YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHERE YOU CAN GET LEGAL HELP.

IF YOU CANNOT AFFORD TO HIRE A LAWYER, THIS OFFICE MAY BE ABLE TO PROVIDE YOU WITH INFORMATION ABOUT AGENCIES THAT MAY OFFER LEGAL SERVICES TO ELIGIBLE PERSONS AT A REDUCED FEE OR NO FEE.

COURT ADMINISTRATOR
CLEARFIELD COUNTY COURTHOUSE
230 EAST MARKET ST., SUITE 228
CLEARFIELD, PA 16830
(814) 765-2641, ext 1300-1301

COMPLAINT

1. Plaintiff, is a corporation with offices at 6500 New Albany Rd, New Albany, OH 43054.

2. Defendant is adult individual(s) residing at the address listed below:

SHAUNA R OLSON
507 1ST ST
DU BOIS, PA 15801

3. Defendant applied for and received a credit card issued by Plaintiff bearing the account number XXXXXXXXXXXX3307 . A copy of Plaintiff's Statement of Account is attached hereto, marked as Exhibit "A" and made a part hereof.

4. Defendant made use of said credit card and currently has a balance due and owing to Plaintiff, as of November 04, 2008 , in the amount of \$3250.90 .

5. Defendant is in default by failing to make payments when due.

6. Plaintiff avers that the Agreement between the parties provides that Defendant will pay Plaintiff's attorneys' fees.

7. Plaintiff avers that such attorneys' fees will amount to \$500.00 .

8. Although repeatedly requested to do so by Plaintiff, Defendant has willfully failed and/or refused to pay the balance due to Plaintiff.

Wherefore, the Plaintiff prays for Judgment in its favor and against Defendant, SHAUNA R OLSON, INDIVIDUALLY, in the amount of \$3250.90 with interest at the legal rate of 6.000% per annum from date of judgment plus attorneys' fees of \$500.00, and costs.


James C. Warmbrodt, 42524
WELTMAN, WEINBERG & REIS CO., L.P.A.
436 Seventh Avenue, Suite 1400
Pittsburgh, PA 15219
(412) 434-7955
FAX: 412-338-7130
07049293 C A Pit ABR

This law firm is a debt collector attempting to collect this debt for our client and any information obtained will be used for that purpose.



\$3,250.90

\$3,250.90

Enter Amount Enclosed Below

Payment Due Date
DUE IMMEDIATELY\$

08 SDSN6A02 0039484
SHAUNA OLSON
583 MILLER RD
MAHAFFEY PA 15757-7234

7049293
 Will your payment get to us on time? Pay
 your bill online and your payment can be
 made to your account on the same day. Visit
Discover.com/payments today.

PO BOX 15251

WILMINGTON DE 19886-5251

Address, e-mail or telephone change? Print change in space
 above, or go to Discovercard.com. Print your e-mail address to
 receive important Account information and special offers.

000001986458248798908032509000000000325090

Discover Card Account Summary

Account number ending in 3307
 Payment Due Date January 7, 2007
 Minimum Payment Due \$3,250.90
 Credit Limit \$2,600.00
 Credit Available \$0.00
 Cash Credit Limit \$0.00
 Cash Credit Available \$0.00

Closing Date: December 8, 2006 page 1 of 1
 Previous Balance \$3,250.90
 Payments And Credits 0.00
 Purchases + 0.00
 Cash Advances + 0.00
 Balance Transfers + 0.00
 Finance Charges + 0.00
 New Balance = \$3,250.90

Cashback Bonus®

Cashback Bonus® Anniversary

Date: April 8

Opening Cashback Bonus Balance \$ 0.00
 New Cashback Bonus Earned + 0.00

Cashback Bonus Balance \$ 0.00
 Available to Redeem \$ 0.00

How Can We Help You? It's your choice - 3 ways to help

Please have your Discover Card available.
 For TDD (assistance for hearing impaired) see reverse side

1. Visit Discover.com to pay your bill for no cost, view your latest Account information, earn and redeem rewards and more
2. Call 1-800-DISCOVER (347-2683) for fast, easy self-service options or to speak with a Customer Service Account Manager
3. Write us at Discover Card, PO Box 30943, Salt Lake City, UT 84130

Transactions

\$0 Fraud Liability Guarantee Use your Discover Card with confidence.

Information For You

While we are permitted under the Cardmember Agreement to increase the APRs on your Account because your payment was late, we have chosen not to do so at this time. We have terminated, however, any introductory or promotional rate on purchases and any special balance transfer rate, and applied the standard APR for purchases to your outstanding balance of purchases and balance transfers. However, we reserve the right to increase the APRs on your Account if you fail to pay the minimum payment due by the payment due date. See the Default Rate Plan section of the Cardmember Agreement for details.

Finance Charge Summary

	Average Daily Balances	Daily Periodic Rates	Nominal ANNUAL PERCENTAGE RATES	ANNUAL PERCENTAGE RATES	Periodic FINANCE CHARGES	Transaction Fee FINANCE CHARGES
current billing period: 5 days						
Purchases	\$0	0.03285%	11.99% V	11.99%	\$0	none
Cash Advances	\$0	0.06299%	22.99% F	22.99%	\$0	\$0
previous billing period: 3 days						
Purchases	\$0	0.01915%	6.99% F	6.99%	\$0	none

The rates that apply to your Account are either fixed (F) or they may vary (V) as noted above.

EXHIBIT

A

VERIFICATION

The undersigned does hereby verify subject to the penalties of 18 P.A.C.S. §4904 relating to
unsworn falsifications to authorities, that he is Robert Adkins
(Name)
Accounts Manager of DFS Services LLC, plaintiff herein, that
(Title) (Company)

he is duly authorized to make this Verification, and that the facts set forth in the foregoing Complaint
in Civil Action are true and correct to the best of his knowledge, information and belief.


(Signature)

WWR# 7049293
Shauna R. Olson
'6011002108623307

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
NO: 08-2269-CD

DISCOVER BANK
vs
SHAUNA R. OLSON

SERVICE # 1 OF 1

COMPLAINT

SERVE BY: 12/24/2008 HEARING: PAGE: 104976

DEFENDANT: SHAUNA R. OLSON
ADDRESS: 507 1ST ST.
DUBOIS, PA 15801

ALTERNATE ADDRESS

SERVE AND LEAVE WITH: DEFENDANT/AAR

CIRCLE IF THIS HIGHLIGHTED ADDRESS IS: VACANT

S
FILED
013143BN
DEC 16 2008

William A. Shaw
Prothonotary/Clerk of Courts

ATTEMPTS

OCCUPIED

SHERIFF'S RETURN

NOW, 12-2-08 AT 11:11 AM SERVED THE WITHIN

COMPLAINT ON SHAUNA R. OLSON, DEFENDANT

BY HANDING TO Shauna Olson / Defendant

A TRUE AND ATTESTED COPY OF THE ORIGINAL DOCUMENT AND MADE KNOW TO HIM / HER THE CONTENTS THEREOF.

ADDRESS SERVED 507 1ST STREET, DUBOIS PA. 15801

NOW _____ AT _____ AM / PM POSTED THE WITHIN

COMPLAINT FOR SHAUNA R. OLSON

AT (ADDRESS) _____

NOW _____ AT _____ AM / PM AFTER DILIGENT SEARCH IN MY BAILIWICK,

I MAKE RETURN OF **NOT FOUND** AS TO SHAUNA R. OLSON

REASON UNABLE TO LOCATE _____

SWORN TO BEFORE ME THIS

So Answers: CHESTER A. HAWKINS, SHERIFF

BY: Jerome M. Neely
Deputy Signature

Jerome M. Neely
Print Deputy Name

DAY OF 2008

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 104976
NO 08-2269-CD
SERVICES 1
COMPLAINT

PLAINTIFF: DISCOVER BANK
vs.
DEFENDANT: SHAUNA R. OLSON

SHERIFF RETURN

RETURN COSTS

Description	Paid By	CHECK #	AMOUNT
SURCHARGE	WELTMAN	8794850	10.00
SHERIFF HAWKINS	WELTMAN	8794850	40.23

9
FILED
01 a:45 cm
MAR 24 2009

William A. Shaw
Prothonotary/Clerk of Courts

Sworn to Before Me This

So Answers,

Day of 2008

Chester A. Hawkins
Sheriff

IN THE COURT OF COMMON PLEAS
CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

DISCOVER BANK

Plaintiff

No: 2008-2269-CD

vs.

PRAECIPE FOR DEFAULT JUDGMENT

SHAUNA R OLSON

Defendant

FILED ON BEHALF OF
Plaintiff

COUNSEL OF RECORD OF
THIS PARTY:

James C. Warmbrodt, 42524
WELTMAN, WEINBERG & REIS CO., L.P.A.
436 Seventh Avenue, Suite 1400
Pittsburgh, PA 15219
(412) 434-7955
FAX: 412-338-7130
07049293 C A Pit JLI
Judgment Amount \$3730.90

FILED Atty pd. 00.00
MAY 18 2009, ICCS Notice
to Def.
William A. Shaw
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS
CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

DISCOVER BANK

Plaintiff

vs.

Civil Action No. 2008-2269-CD

SHAUNA R OLSON

PRAECIPE FOR DEFAULT JUDGMENT

TO THE PROTHONTARY:

Kindly enter Judgment against the Defendant SHAUNA R OLSON

above named, in the default of an Answer, in the amount of \$3730.90 computed as follows:

Amount claimed in Complaint	\$3250.90
Less payments / adjustments made	\$20.00
Attorney's fees	\$500.00
TOTAL	\$3730.90

I hereby certify that appropriate Notices of Default, as attached have been mailed in accordance with PA R.C.P. 237.1 on the dates indicated on the Notices.

WELTMAN, WEINBERG & REIS CO., L.P.A.

By: 
James C. Wakmbrodt, 42524

07049293 C A Pit JLI

Plaintiff's address is:

c/o WELTMAN, WEINBERG & REIS CO., L.P.A., 436 Seventh Avenue, Suite 1400
Pittsburgh, PA 15219 And that the last known address of the Defendant is:
507 1ST ST DU BOIS, PA 15801

IN THE COURT OF COMMON PLEAS
CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

COPY

DISCOVER BANK

Plaintiff

vs.

Civil Action No. 2008-2269-CD

SHAUNA R OLSON

NOTICE OF JUDGMENT OR ORDER

TO: () Plaintiff
 (xx) Defendant
 () Garnishee

You are hereby notified that the following Order of Judgment
was entered against you on May 18, 2009.

(xx) Assumpsit Judgment in the amount of \$3730.90 plus costs.
() Trespass Judgment in the amount of \$_____ plus costs.
() If not satisfied within sixty (60) days, your motor vehicle
operator's license and/or registration will be suspended
by the Department of Transportation, Bureau of Traffic Safety,
Harrisburg, PA.
(xx) Entry of Judgment of
 () Court Order
 () Non-Pros
 () Confession
 (xx) Default
 () Verdict
 () Arbitration Award

Prothonotary

By: William H. Olson
PROTHONOTARY (OR DEPUTY)

SHAUNA R OLSON
507 1ST ST
DU BOIS, PA 15801

Plaintiff's address is:
c/o WELTMAN, WEINBERG & REIS CO., L.P.A., 436 Seventh Avenue, Suite 1400
Pittsburgh, PA 15219 (412) 434-7955

IN THE COURT OF COMMON PLEAS
CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

DISCOVER BANK

Plaintiff

vs.

Civil Action No. 2008-2269-CD

SHAUNA R OLSON

NON-MILITARY AFFIDAVIT

The undersigned, who first duly sworn, according to law, deposes and states as follows:

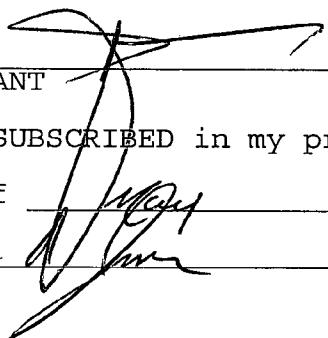
That he/she is the duly authorized agent of the Plaintiff in the within matter.

Affiant further states that the within Affidavit is made pursuant to and in accordance with the Servicemembers' Civil Relief Act (SCRA), 50 U.S.C. App. 521.

Affiant further states that based upon investigation it is the affiant's belief that the Defendant, SHAUNA R OLSON 507 1ST ST DU BOIS, PA 15801 is not in military service.

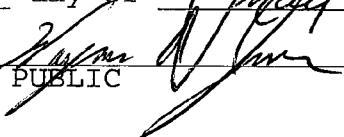
Affiant further states that this belief is supported by the attached certificate from the Defense Manpower Data Center (DMSC), which states that the Defendant, SHAUNA R OLSON 507 1ST ST DU BOIS, PA 15801 is not in the military service.

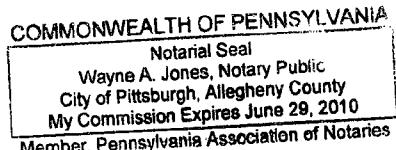
Further Affiant sayeth naught.


AFFIANT

SWORN TO AND SUBSCRIBED in my presence this

13 day of  , 2009.


NOTARY PUBLIC



Department of Defense Manpower Data Center

APR-22-2009 16:29:05



Military Status Report
Pursuant to the Servicemembers Civil Relief Act

Last Name	First/Middle	Begin Date	Active Duty Status	Service/Agency
OLSON	SHAUNA		Based on the information you have furnished, the DMDC does not possess any information indicating that the individual is currently on active duty.	

Upon searching the information data banks of the Department of Defense Manpower Data Center, based on the information that you provided, the above is the current status of the individual as to all branches of the Military.

Mary M. Snavely-Dixon, Director
Department of Defense - Manpower Data Center
1600 Wilson Blvd., Suite 400
Arlington, VA 22209-2593

The Defense Manpower Data Center (DMDC) is an organization of the Department of Defense that maintains the Defense Enrollment and Eligibility Reporting System (DEERS) database which is the official source of data on eligibility for military medical care and other eligibility systems.

The Department of Defense strongly supports the enforcement of the Servicemembers Civil Relief Act [50 USCS Appx. §§ 501 et seq] (SCRA) (formerly the Soldiers' and Sailors' Civil Relief Act of 1940). DMDC has issued hundreds of thousands of "does not possess any information indicating that the individual is currently on active duty" responses, and has experienced a small error rate. In the event the individual referenced above, or any family member, friend, or representative asserts in any manner that the individual is on active duty, or is otherwise entitled to the protections of the SCRA, you are strongly encouraged to obtain further verification of the person's active duty status by contacting that person's Military Service via the "defenselink.mil" URL provided below. If you have evidence the person is on active-duty and you fail to obtain this additional Military Service verification, provisions of the SCRA may be invoked against you.

If you obtain further information about the person (e.g., an SSN, improved accuracy of DOB, a middle name), you can submit your request again at this Web site and we will provide a new certificate for that query.

This response reflects current active duty status only. For historical information, please contact the Military Service SCRA points-of-contact.

See: <http://www.defenselink.mil/faq/pis/PC09SLDR.html>

WARNING: This certificate was provided based on a name and Social Security number (SSN) provided by the requester. Providing an erroneous name or SSN will cause an erroneous certificate to be provided.

Report ID: IYOKWLKLRK

IN THE COURT OF COMMON PLEAS CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

DISCOVER BANK

Plaintiff

Case No. 2008-2269-CD

vs.

SHAUNA R OLSON

Defendant

IMPORTANT NOTICE

TO:

SHAUNA R OLSON
507 1ST ST
DU BOIS, PA 15801

Date of Notice: 4/9/09

YOU ARE IN DEFAULT BECAUSE YOU HAVE FAILED TO ENTER A WRITTEN APPEARANCE PERSONALLY OR BY ATTORNEY AND FILE IN WRITING WITH THE COURT YOUR DEFENSES OR OBJECTIONS TO THE CLAIMS SET FORTH AGAINST YOU. UNLESS YOU ACT WITHIN TEN DAYS FROM THE DATE OF THIS NOTICE, A JUDGMENT MAY BE ENTERED AGAINST YOU WITHOUT A HEARING AND YOU MAY LOSE YOUR PROPERTY OR OTHER IMPORTANT RIGHTS.

YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE, IF YOU DO NOT HAVE A LAWYER, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW. THIS OFFICE CAN PROVIDE YOU WITH INFORMATION ABOUT HIRING A LAWYER.

IF YOU CANNOT AFFORD TO HIRE A LAWYER, THIS OFFICE MAY BE ABLE TO PROVIDE YOU WITH INFORMATION ABOUT AGENCIES THAT MAY OFFER LEGAL SERVICES TO ELIGIBLE PERSONS AT A REDUCED FEE OR NO FEE.

COURT ADMINISTRATOR
CLEARFIELD COUNTY COURTHOUSE
SECOND & MARKET STREETS
CLEARFIELD, PA. 16830
(814) 765-2641, EXT 50-51

WELTMAN, WEINBERG & REIS CO., L.P.A.

By: _____
Matthew Urban

P.A.I.D.# 90963
WELTMAN, WEINBERG & REIS CO., L.P.A.
436 Seventh Avenue, 1400 Koppers Building
Pittsburgh, PA 15219
Phone: (412) 434-7955
7049293 A PIT G4D

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

DISCOVER BANK

Plaintiff No. 2008-2269-CD

vs.

SHAUNA R OLSON

Defendant

CNB BANK
FIRST COMMONWEALTH BANK ,

Garnishee,

FILED ON BEHALF OF
Plaintiff

COUNSEL OF RECORD OF
THIS PARTY:

William T. Molczan, Esquire
PA I.D. #47437
WELTMAN, WEINBERG & REIS CO., L.P.A.
1400 Koppers Building
436 Seventh Avenue
Pittsburgh, PA 15219
(412) 434-7955

WWR#07049293

6P
FILED *10/10/2009* *20.00*
3ce 06
S *William A. Shaw*
Prothonotary/Clerk of Courts
to Sheriff

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION
DISCOVER BANK

Plaintiff

vs.

Civil Action No. 2008-2269-CD

SHAUNA R OLSON

Defendant

CNB BANK
FIRST COMMONWEALTH BANK ,

Garnishee

PRAECIPE FOR WRIT OF EXECUTION

TO THE PROTHONOTARY:

Kindly issue a Writ of Execution in the above matter...

1. directed to the Sheriff of CLEARFIELD County:
2. against SHAUNA R OLSON, Defendant
3. against CNB BANK AND FIRST COMMONWEALTH BANK, Garnishee
4. Judgment Amount

\$ 3,730.90

Interest \$ 74.35

Costs \$

SUBTOTAL: \$ 3,805.25

Costs (to be added by Prothonotary): **Prothonotary costs** \$ 135.00

WELTMAN, WEINBERG & REIS CO., L.P.A.

By: William T. Molczan
William T. Molczan, Esquire

PA I.D. #47437

WELTMAN, WEINBERG & REIS CO., L.P.A.

1400 Koppers Building

436 Seventh Avenue

Pittsburgh, PA 15219

(412) 434-7955

WWR#07049293

IN THE COURT OF COMMON PLEAS CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

COPY

DISCOVER BANK
Plaintiff

vs.

Civil Action No. 2008-2269-CD

SHAUNA R OLSON
Defendant

CNB BANK
FIRST COMMONWEALTH BANK
Garnishee

WRIT OF EXECUTION

TO THE SHERIFF OF CLEARFIELD COUNTY:

To satisfy the judgment, interest and costs against: SHAUNA R OLSON Defendant(s);

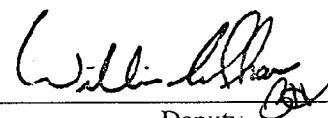
- (1) You are directed to levy upon the property of the defendant(s) and to sell his/her/their interest therein;
- (2) You are also directed to attach the property of the defendant not levied upon in the possession of CNB BANK AND FIRST COMMONWEALTH BANK, as garnishee, 101 INDUSTRIAL PARK ROAD, CLEARFIELD, PA 16830 14303 CLEARFIELD-SHAWVILLE HIGHWAY CLEARFIELD, PA 16830 and to notify the garnishee that:
 - a. An attachment has been issued;
 - b. Except as provided in paragraph (c), the garnishee is enjoined from paying any debt to or for the account of the defendant and from delivering any property of the defendant or otherwise disposing thereof;
 - c. The attachment shall not include any funds in an account of the defendant with a bank or other financial institution
 - i. In which funds are deposited electronically on a recurring basis and are identified as being funds that upon deposit are exempt from execution, levy or attachment under Pennsylvania or federal law, or
 - ii. That total \$300 or less. If multiple accounts are attached, a total of \$300 in all accounts shall not be subject to levy and attachment as determined by the executing officer. The funds shall be set aside pursuant to the defendant's general exemption provided in 42 Pa.C.S. § 8123.
- (3) If property of the defendant not levied upon and subject to attachment is found in the possession of anyone other than a named garnishee, you are directed to notify [him] such other person that he or she has been added as a garnishee and is enjoined as above stated

Amount due \$ 3,805.25

Costs to be added \$

135.00 Prothonotary costs

Prothonotary



Deputy

DATED: 10/9/09
WWR#07049293

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

DISCOVER BANK

Plaintiff No. 2008-2269-CD

vs.

**INTERROGATORIES IN ATTACHMENT
CNB BANK AND FIRST COMMONWEALTH
BANK**

SHAUNA R OLSON

Defendant

and

CNB BANK
FIRST COMMONWEALTH BANK

Garnishees FILED ON BEHALF OF:
Plaintiff

COUNSEL OF RECORD OF
THIS PARTY:

William T. Molczan, Esquire
PA I.D. #47437
WELTMAN, WEINBERG & REIS CO., L.P.A.
1400 Koppers Building
436 Seventh Avenue
Pittsburgh, PA 15219
(412) 434-7955
WWR#07049293

FILED NOCC
M 11/21/09
OCT 09 2009
S William A. Shaw
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

DISCOVER BANK

Plaintiff No. 2008-2269-CD

vs.

**INTERROGATORIES IN ATTACHMENT
CNB BANK AND FIRST COMMONWEALTH
BANK**

SHAUNA R OLSON

Defendant

and

CNB BANK
FIRST COMMONWEALTH BANK

Garnishees

FILED ON BEHALF OF:
Plaintiff

COUNSEL OF RECORD OF
THIS PARTY:

William T. Molczan, Esquire
PA I.D. #47437
WELTMAN, WEINBERG & REIS CO., L.P.A.
1400 Koppers Building
436 Seventh Avenue
Pittsburgh, PA 15219
(412) 434-7955
WWR#07049293

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OCT 09 2009
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William A. Shaw
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

DISCOVER BANK

Plaintiff

vs.

Civil Action No.: 2008-2269-CD

SHAUNA R OLSON
Defendant

and

CNB BANK
FIRST COMMONWEALTH BANK
Garnishees

TO: CNB BANK
101 INDUSTRIAL PARK ROAD
CLEARFIELD PA 16830

Suggested Reference No.: XXX-XX-2369

FIRST COMMONWEALTH BANK
14303 CLEARFIELD-SHAWNEE HIGHWAY
CLEARFIELD, PA 16830

RE: SHAUNA R OLSON
507 1ST ST
DU BOIS, PA 15801

IMPORTANT NOTICES TO GARNISHEE!

A. You are required to file answers to the following interrogatories within twenty (20) days after service upon you. Failure to do so may result in Judgment against you.

B. Herein, the word "defendant" means any one or more of the defendants against whom the writ of Execution is issued.

C. While service of Writ upon the Garnishee attaches all property of the Defendant subject to attachment which is then in the hands of the garnishee, it also attaches all property of the defendant which comes into the Garnishee's possession thereafter, until Judgment is entered against the Garnishee. For example, the resultant liability of a Garnishee-Bank would not be measured by the balance in the debtor's account, either at the time of service of the Writ or at the time of Judgment against the Garnishee, but rather by the amounts deposited and withdrawn during the intervening period.

INTERROGATORIES IN ATTACHMENT

1. At the time you were served or at any subsequent time did you owe the defendant any money or were you liable to him on any negotiable or other written instrument, or did he claim that you owed him any money or were liable to him for any reason?

1a. If the answer to Interrogatory 1 is in the affirmative, state the following: the amount of money you owe or owed to defendant, and, if such money is in the form of a fund, the present location thereof; the terms, face amount and amount you owe or owed to defendant on each of such negotiable or other written instruments and the present location of each of such instruments; the amount or amounts that defendant claims or claimed that you owe or owed to him; and the nature and amount of each of such liabilities.

2. At the time you were served or at any subsequent time was there in your possession, custody or control of yourself and one or more other persons any property of any nature owned solely or in part by the defendant.

3. At the time you were served or at any subsequent time did you hold legal title to any property of any nature owned solely or part by the defendant or in which defendant held or claimed any interest?

4. At the time you were served or at any subsequent time did you hold as fiduciary any property in which the defendant had an interest?

5. At any time before or after you were served, did the defendant transfer or deliver any property to you or to any person or place pursuant to your directions or consent and if so what was the consideration thereof?

6. At any time after you were served did you pay, transfer, or deliver any money or property to the defendant or to any person or place pursuant to his direction or otherwise discharge any claim of the defendant against you?

7. If you are a bank or other financial institution, at the time you were served or at any subsequent time did the defendant have funds on deposit in an account in which funds are deposited electronically on a recurring basis and which are identified as being funds that upon deposit are exempt from execution, levy or attachment under Pennsylvania or federal law? If so, Identify each account and state the reason for the exemption, the amount being withheld under each exemption and the entity electronically depositing those funds on a recurring basis.

8. If you are a bank or other financial institution, at the time you were served or at any subsequent time did the defendant have funds on deposit in an account in which the funds on deposit, not including any otherwise exempt funds, did not exceed the amount of the general monetary exemption under 42 Pa.C.S. § 8123? If so, identify each account.

WELTMAN, WEINBERG & REIS CO., L.P.A.

By: William T. Molczan
William T. Molczan, Esquire
PA I.D. #47437
WELTMAN, WEINBERG & REIS CO., L.P.A.
1400 Koppers Building
436 Seventh Avenue
Pittsburgh, PA 15219
(412) 434-7955
WWR#07049293

VERIFICATION

The undersigned does hereby verify subject to the penalties of 18 PA. C.S. 4904 relating to unsworn falsifications to authorities, that he/she is _____
(Name)

_____ of _____, garnishee herein,
(Title) (Company)

that he/she is duly authorized to make this verification, and that the facts set forth in the foregoing
Answers to Interrogatories are true and correct to the best of his/her knowledge, information and belief.

(SIGNATURE)

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
NO: 08-2269-CD

DISCOVER BANK

vs

SHAUNA R. OLSON

TO: CNB BANK & FIRST COMMONWEALTH BANK, Garnishees
WRIT OF EXECUTION; INTERROGATORIES TO GARNISHEE

SERVE BY: 01/06/2010 ASAP HEARING: PAGE: 106292

DEFENDANT: CNB BANK, Garnishee
ADDRESS: 101 INDUSTRIAL PARK ROAD
CLEARFIELD, PA 16830

ALTERNATE ADDRESS

SERVE AND LEAVE WITH: GARNISHEE

CIRCLE IF THIS HIGHLIGHTED ADDRESS IS: VACANT

FILED
01/08/2009
OCT 15 2009
S
IS/C
William A. Shaw
Prothonotary/Clerk of Courts

ATTEMPTS _____

SHERIFF'S RETURN

NOW, October 13, 2009 AT 3:30 AM / PM SERVED THE WITHIN
WRIT OF EXECUTION; INTERROGATORIES TO GARNISHEE ON CNB BANK, Garnishee, DEFENDANT
BY HANDING TO Barb Panekanco, Head teller

A TRUE AND ATTESTED COPY OF THE ORIGINAL DOCUMENT AND MADE KNOW TO HIM / HER THE CONTENTS
THEREOF.

ADDRESS SERVED 101 Industrial Park Rd, Clearfield PA 16830

NOW _____ AT _____ AM / PM POSTED THE WITHIN

WRIT OF EXECUTION; INTERROGATORIES TO GARNISHEE FOR CNB BANK, Garnishee

AT (ADDRESS) _____

NOW _____ AT _____ AM / PM AFTER DILIGENT SEARCH IN MY BAILIWICK,

I MAKE RETURN OF **NOT FOUND** AS TO CNB BANK, Garnishee

REASON UNABLE TO LOCATE _____

SWORN TO BEFORE ME THIS

DAY OF 2009

So Answers: CHESTER A. HAWKINS, SHERIFF

BY: Megan L. Head
Deputy Signature

Megan L. Head
Print Deputy Name

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
NO: 08-2269-CD

DISCOVER BANK

vs

SHAUNA R. OLSON

TO: CNB BANK & FIRST COMMONWEALTH BANK, Garnishees

WRIT OF EXECUTION; INTERROGATORIES TO GARNISHEE

SERVE BY: 01/06/2010 NSH

HEARING:

PAGE: 106292

DEFENDANT: FIRST COMMONWEALTH BANK, Garnishee
ADDRESS: 14303 CLEARFIELD-SHAWVILLE HWY.
CLEARFIELD, PA 16830

ALTERNATE ADDRESS

SERVE AND LEAVE WITH: GARNISHEE

CIRCLE IF THIS HIGHLIGHTED ADDRESS IS: VACANT

FILED
OCT 15 2009
S
William A. Shaw
Prothonotary/Clerk of Courts
15

ATTEMPTS

SHERIFF'S RETURN

NOW, 10-13-09 AT 3:30 AM / PM SERVED THE WITHIN

WRIT OF EXECUTION; INTERROGATORIES TO GARNISHEE ON FIRST COMMONWEALTH BANK, Garnishee,
DEFENDANT

BY HANDING TO VALERIE DELP / TELLER

A TRUE AND ATTESTED COPY OF THE ORIGINAL DOCUMENT AND MADE KNOW TO HIM / HER THE CONTENTS
THEREOF.

ADDRESS SERVED 14303 CLFD - Shawville Hwy. CLEARFIELD PA 16830

NOW _____ AT _____ AM / PM POSTED THE WITHIN

WRIT OF EXECUTION; INTERROGATORIES TO GARNISHEE FOR FIRST COMMONWEALTH BANK, Garnishee

AT (ADDRESS) _____

NOW _____ AT _____ AM / PM AFTER DILIGENT SEARCH IN MY BAILIWICK,

I MAKE RETURN OF **NOT FOUND** AS TO FIRST COMMONWEALTH BANK, Garnishee

REASON UNABLE TO LOCATE _____

SWORN TO BEFORE ME THIS

DAY OF 2009

So Answers: CHESTER A. HAWKINS, SHERIFF

BY:

Mark A. Coulter

Deputy Signature

Mark A. Coulter
Print Deputy Name

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DKT PG.106292

DISCOVER BANK

NO. 08-2269-CD

-vs-

SHAUNA R. OLSON

TO: CNB BANK, Garnishee

FIRST COMMONWEALTH BANK,

Garnishee

WRIT OF EXECUTION, INTERROGATORIES

TO GARNISHEE

SHERIFF'S RETURN

NOW OCTOBER 15, 2009 MAILED WITHIN PRAECIPE (2 copies), WRIT OF EXECUTION (2 copies), TO SHAUNA R. OLSON, DEFENDANT AT 507 1st ST., DUBOIS, PA. 15801 IN THE S.A.S.E.

Shff. Hawkins: \$44.50

So Asnwrs,

Shff. Surcharge: \$30.00

Chester A. Hawkins
by Marilyn Hause

Paid by: Atty.

CHESTER A. HAWKINS
SHERIFF

SWORN TO BEFORE ME THIS
____ DAY OF _____ 2009

FILED
0/3104pm
OCT 15 2009
W.M.
William A. Shaw
Prothonotary/Clerk of Courts

RECEIVED

OCT 14 2009

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

FILED

DISCOVER BANK

Plaintiff

No. 2008-2269-CD

vs.

SHAUNA R OLSON

Defendant

and

CNB BANK
FIRST COMMONWEALTH BANK

Garnishees

FILED ON BEHALF OF:
Plaintiff

COUNSEL OF RECORD OF
THIS PARTY:

William T. Molczan, Esquire
PA I.D. #47437
WELTMAN, WEINBERG & REIS CO., L.P.A.
1400 Koppers Building
436 Seventh Avenue
Pittsburgh, PA 15219
(412) 434-7955
WWR#07049293

OCT 19 2009
M 10:30 AM (60)
William A. Shaw
Prothonotary/Clerk of Courts

INTERROGATORIES IN ATTACHMENT
CNB BANK AND FIRST COMMONWEALTH
BANK

ANSWERED
EXH-A
NO C/C

IN THE COURT OF COMMON PLEAS CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

DISCOVER BANK

Plaintiff

vs.

Civil Action No.: 2008-2269-CD

SHAUNA R OLSON
Defendant

and

CNB BANK
FIRST COMMONWEALTH BANK
Garnishees

TO: CNB BANK
101 INDUSTRIAL PARK ROAD
CLEARFIELD PA 16830
FIRST COMMONWEALTH BANK
14303 CLEARFIELD-SHAWNEE HIGHWAY
CLEARFIELD, PA 16830

Suggested Reference No.: XXX-XX-2369

RE: SHAUNA R OLSON
507 1ST ST
DU BOIS, PA 15801

IMPORTANT NOTICES TO GARNISHEE!

A. You are required to file answers to the following interrogatories within twenty (20) days after service upon you. Failure to do so may result in Judgment against you.

B. Herein, the word "defendant" means any one or more of the defendants against whom the writ of Execution is issued.

C. While service of Writ upon the Garnishee attaches all property of the Defendant subject to attachment which is then in the hands of the garnishee, it also attaches all property of the defendant which comes into the Garnishee's possession thereafter, until Judgment is entered against the Garnishee. For example, the resultant liability of a Garnishee-Bank would not be measured by the balance in the debtor's account, either at the time of service of the Writ or at the time of Judgment against the Garnishee, but rather by the amounts deposited and withdrawn during the intervening period.

For all answers to this and the foregoing Interrogatories, see Exhibit "A" attached hereto and made part of hereof.

INTERROGATORIES IN ATTACHMENT

1. At the time you were served or at any subsequent time did you owe the defendant any money or were you liable to him on any negotiable or other written instrument, or did he claim that you owed him any money or were liable to him for any reason?

1a. If the answer to Interrogatory 1 is in the affirmative, state the following: the amount of money you owe or owed to defendant, and, if such money is in the form of a fund, the present location thereof; the terms, face amount and amount you owe or owed to defendant on each of such negotiable or other written instruments and the present location of each of such instruments; the amount or amounts that defendant claims or claimed that you owe or owed to him; and the nature and amount of each of such liabilities.

2. At the time you were served or at any subsequent time was there in your possession, custody or control of yourself and one or more other persons any property of any nature owned solely or in part by the defendant.

3. At the time you were served or at any subsequent time did you hold legal title to any property of any nature owned solely or part by the defendant or in which defendant held or claimed any interest?

4. At the time you were served or at any subsequent time did you hold as fiduciary any property in which the defendant had an interest?

5. At any time before or after you were served, did the defendant transfer or deliver any property to you or to any person or place pursuant to your directions or consent and if so what was the consideration thereof?

6. At any time after you were served did you pay, transfer, or deliver any money or property to the defendant or to any person or place pursuant to his direction or otherwise discharge any claim of the defendant against you?

7. If you are a bank or other financial institution, at the time you were served or at any subsequent time did the defendant have funds on deposit in an account in which funds are deposited electronically on a recurring basis and which are identified as being funds that upon deposit are exempt from execution, levy or attachment under Pennsylvania or federal law? If so, Identify each account and state the reason for the exemption, the amount being withheld under each exemption and the entity electronically depositing those funds on a recurring basis.

8. If you are a bank or other financial institution, at the time you were served or at any subsequent time did the defendant have funds on deposit in an account in which the funds on deposit, not including any otherwise exempt funds, did not exceed the amount of the general monetary exemption under 42 Pa.C.S. § 8123? If so, identify each account.

WELTMAN, WEINBERG & REIS CO., L.P.A.

By: William T. Molczan
William T. Molczan, Esquire
PA I.D. #47437

WELTMAN, WEINBERG & REIS CO., L.P.A.
1400 Koppers Building
436 Seventh Avenue
Pittsburgh, PA 15219
(412) 434-7955
WWR#07049293

EXHIBIT "A"

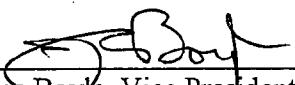
ANSWERS TO INTERROGATORIES

1. No
- a. N/A
2. No
3. No
4. No
5. No
6. No
7. No
8. No

VERIFICATION

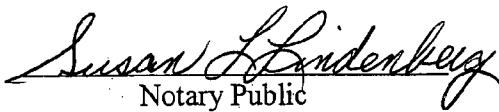
COMMONWEALTH OF PENNSYLVANIA)
COUNTY OF INDIANA)
)

On this 15th day of October 2009 before me, the undersigned officer, a Notary Public in and for said Commonwealth and County, personally appeared JAMES BOYLE, who being duly sworn according to law, acknowledged that he is Vice President of First Commonwealth Bank, and that the facts set forth in the foregoing Interrogatories are true and correct to the best of his knowledge and belief.

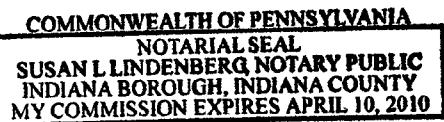


James Boyle, Vice President
First Commonwealth Bank

Sworn and subscribed to before me
This 15th day of October 2009



Notary Public



CERTIFICATE OF SERVICE

I hereby certify that on October 15, 2009 I have this day caused to be served a true and correct copy of this ANSWERS TO INTERROGATORIES upon the following parties:

VIA CERTIFIED U.S. MAIL

*Shauna R. Olson
507 1st St.
Du Bois, PA 15801-3013*

As Defendant

VIA REGULAR U.S. MAIL

*William T. Molczan, Esquire
Weltman, Weinberg & Reis Co., LPA
1400 Koppers Building
436 Seventh Avenue
Pittsburgh, PA 15219*

As Plaintiff



James Boyle
Vice President
First Commonwealth Bank

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

DISCOVER BANK, :
Plaintiff : No. 2008-2269-CD
vs. :
: :
SHAUNA R. OLSON, :
Defendant :
and :
: :
CNB BANK & :
FIRST COMMONWEALTH BANK, :
Garnishees :
: :

S FILED null
9/11/2009
OCT 23 2009
WPS

William A. Shaw
Prothonotary/Clerk of Courts

CERTIFICATE OF SERVICE

I, Peter F. Smith, attorney for CNB Bank in the above-captioned matter, hereby certify that I served the Answers to Interrogatories filed in this matter on the Attorney for the Plaintiff by U. S. First Class Mail and a true and correct copy of the Answers to Interrogatories on the Defendant by U.S. Certified Mail as follows:

U. S. FIRST CLASS MAIL
William T. Molczan, Esquire
Weltman, Weinberg & Reis Co., LPA
1400 Koppers Building
436 Seventh Avenue
Pittsburgh, PA 15219

CERTIFIED MAIL
Shauna R. Olson, n/k/a
Shauna R. Weible
507 1st Street
DuBois, PA 15801

Respectfully submitted,



Peter F. Smith, Esquire
Attorney for the Garnishee
P.O. Box 130, 30 South Second Street
Clearfield, PA 16830
(814) 765-5595

Date: 10/23/09

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA CIVIL DIVISION

DISCOVER BANK, :
Plaintiff : No.2008-2269-CD
:
vs. :
:
SHAUNA R. OLSON, :
Defendant :
and :
:
CNB BANK & :
FIRST COMMONWEALTH BANK, :
Garnishees :
:

FILED NOV.
01/12/09
OCT 23 2009
WAS
William A. Shaw
Prothonotary/Clerk of Courts

GARNISHEE'S ANSWERS TO INTERROGATORIES

COMES NOW, CNB Bank, formerly known as County National Bank, by its attorney, Peter F. Smith, who answers the Interrogatories as follows:

1. Yes.
- 1a. The Defendant Shauna R. Olson has since married and CNB Bank believes that she is now known as Shauna R. Weible. The Defendant maintains two accounts with CNB Bank:

First, checking account # 2435741 in the name of Shauna R. Weible. This account had a balance of \$41.14 on the date and time the Writ was served on CNB Bank.

The second is savings account # 6077135 in the name of Shauna R. Weible. This account had a balance of \$20.00 on the date and time the Writ was served on CNB Bank.

Those balances are first subject to CNB'S standard fee of \$160 for responding to these Interrogatories.

2. No.
3. No.

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA CIVIL DIVISION

DISCOVER BANK,

Plaintiff

: No.2008-2269-CD

vs.

SHAUNA R. OLSON,

Defendant

and

CNB BANK &

FIRST COMMONWEALTH BANK,

Garnishees

FILED NOV.
9/11/2009
OCT 23 2009
William A. Shaw
Prothonotary/Clerk of Courts

GARNISHEE'S ANSWERS TO INTERROGATORIES

COMES NOW, CNB Bank, formerly known as County National Bank, by its attorney, Peter F. Smith, who answers the Interrogatories as follows:

1. Yes.

1a. The Defendant Shauna R. Olson has since married and CNB Bank believes that she is now known as Shauna R. Weible. The Defendant maintains two accounts with CNB Bank:

First, checking account # 2435741 in the name of Shauna R. Weible. This account had a balance of \$41.14 on the date and time the Writ was served on CNB Bank.

The second is savings account # 6077135 in the name of Shauna R. Weible. This account had a balance of \$20.00 on the date and time the Writ was served on CNB Bank.

Those balances are first subject to CNB'S standard fee of \$160 for responding to these Interrogatories.

2. No.

3. No.

4. No.
5. No.
6. No.
7. No.
8. Yes, please examine the balances in both accounts as stated in CNB'S answer to Interrogatory 1A.

Date: 10/21/89



Peter F. Smith, Esquire
Attorney for the Garnishee
Attorney I.D. # 34291
30 S. 2nd St., P.O. Box 130
Clearfield, PA 16830
(814) 765-5595

VERIFICATION

I verify that the statements made in the foregoing Answers to Interrogatories are true and correct. I understand that false statements herein are made subject to the penalties of 18 Pa.C.S.A. §4904 relating to unsworn falsification to authorities.

CNB BANK

Dated: 10-21-09

By: Kimberly M. Olson
Kimberly M. Olson, Records and Research

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

DISCOVER BANK
Plaintiff

vs.

Civil Action No. 2008-2269-CD

SHAUNA R OLSON
Defendant(s)

FIRST COMMONWEALTH BANK
PNC BANK
Garnishee(s)

INTERROGATORIES IN ATTACHMENT

FILED ON BEHALF OF:
Plaintiff

COUNSEL OF RECORD OF
THIS PARTY:

Matthew D. Urban, Esquire
PA I.D. #90963
WELTMAN, WEINBERG & REIS CO., L.P.A.
1400 Koppers Building
436 Seventh Avenue
Pittsburgh, PA 15219
(412) 434-7955

5
FILED
M 3 15 2011
MAR 09 2011
P.A.
William A. Shaw
Prothonotary/Clerk of Courts

WWR No. 7049293

IN THE COURT OF COMMON PLEAS CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

DISCOVER BANK
Plaintiff

vs.

Civil Action No. 2008-2269-CD

SHAUNA R OLSON
Defendant(s)

FIRST COMMONWEALTH BANK
PNC BANK
Garnishee(s)

TO: FIRST COMMONWEALTH BANK, 14303 CLEARFIELD SHAWVILLE HWY, CLEARFIELD, PA
16830
PNC BANK, 200 N BRADY ST, DUBOIS, PA 15801

RE: SHAUNA R OLSON, 507 1ST ST, DU BOIS, PA 15801

Suggested Reference No.: XXX-XX-2369
XXX-XX-

IMPORTANT NOTICES TO GARNISHEE!

A. You are required to file answers to the following interrogatories within twenty (20) days after service upon you. Failure to do so may result in Judgment against you.

B. Herein, the word "defendant" means any one or more of the defendants against whom the writ of Execution is issued.

C. While service of Writ upon the Garnishee attaches all property of the Defendant subject to attachment which is then in the hands of the garnishee, it also attaches all property of the defendant which comes into the Garnishee's possession thereafter, until Judgment is entered against the Garnishee. For example, the resultant liability of a Garnishee-Bank would not be measured by the balance in the debtor's account, either at the time of service of the Writ or at the time of Judgment against the Garnishee, but rather by the amounts deposited and withdrawn during the intervening period.

INTERROGATORIES IN ATTACHMENT

1. At the time you were served or at any subsequent time did you owe the defendant any money or were you liable to him on any negotiable or other written instrument, or did he claim that you owed him any money or were liable to him for any reason (including funds on deposit for checking or savings accounts and certificates of deposit)?

1a. If the answer to Interrogatory 1 is in the affirmative, state the following: the amount of money you owe or owed to defendant, and, if such money is in the form of a fund, the present location thereof; the terms, face amount and amount you owe or owed to defendant on each of such negotiable or other written instruments and the present location of each of such instruments; the amount or amounts that defendant claims or claimed that you owe or owed to him; and the nature and amount of each of such liabilities.

2. At the time you were served or at any subsequent time was there in your possession, custody or control of yourself and one or more other persons any property of any nature owned solely or in part by the defendant.

3. At the time you were served or at any subsequent time did you hold legal title to any property of any nature owned solely or part by the defendant or in which defendant held or claimed any interest?

4. At the time you were served or at any subsequent time did you hold as fiduciary any property in which the defendant had an interest?

5. At any time before or after you were served, did the defendant transfer or deliver any property to you or to any person or place pursuant to your directions or consent and if so what was the consideration thereof?

6. At any time after you were served did you pay, transfer, or deliver any money or property to the defendant or to any person or place pursuant to his direction or otherwise discharge any claim of the defendant against you?

7. If you are a bank or other financial institution, at the time you were served or at any subsequent time did the defendant have funds on deposit in an account in which funds are deposited electronically on a recurring basis and which are identified as being funds that upon deposit are exempt from execution, levy or attachment under Pennsylvania or federal law? If so, Identify each account and state the reason for the exemption, the amount being withheld under each exemption and the amount of funds in each account, and the entity electronically depositing those funds on a recurring basis.

8. If you are a bank or other financial institution, at the time you were served or at any subsequent time did the defendant have funds on deposit in an account in which the funds on deposit, not including any otherwise exempt funds, did not exceed the amount of the general monetary exemption under 42 Pa.C.S. § 8123? If so, identify each account.

9. If the answer to Interrogatory 1 is in the affirmative, state the date the sheriff served these interrogatories on this institution.

10. If the answer to Interrogatory 1 is in the affirmative, state the date the written instrument, checking or savings account, certificate of deposit, or other funds were frozen, restricted, or otherwise put on hold by this institution.

11. If the response to Interrogatory 7 is in the affirmative, are other funds comingled in the account which are not deposited electronically on a recurring basis and which are identified as being funds that upon deposit are exempt from execution, levy or attachment under Pennsylvania or federal law?

12. If the response to Interrogatory 11 is in the affirmative, state the amount of non-exempt funds on deposit in the account.

WELTMAN, WEINBERG & REIS CO., L.P.A.

By 

Matthew D. Urban, Esquire
PA I.D. #90963
WELTMAN, WEINBERG & REIS CO., L.P.A.
1400 Koppers Building
436 Seventh Avenue
Pittsburgh, PA 15219
(412) 434-7955

VERIFICATION

The undersigned does hereby verify subject to the penalties of 18 PA. C.S. 4904 relating to unsworn falsifications to authorities, that he/she is _____
(Name)

_____ of _____, garnishee herein,
(Title) (Company)

that he/she is duly authorized to make this verification, and that the facts set forth in the foregoing
Answers to Interrogatories are true and correct to the best of his/her knowledge, information and belief.

(SIGNATURE)

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

DISCOVER BANK

Plaintiff

No. 2008-2269-CD

vs.

SHAUNA R OLSON

Defendant(s)

**PRAECIPE FOR WRIT OF EXECUTION
(BANK ATTACHMENT ONLY)**

FIRST COMMONWEALTH BANK
PNC BANK

Garnishee(s)

FILED ON BEHALF OF
Plaintiff

COUNSEL OF RECORD OF
THIS PARTY:

Matthew D. Urban, Esquire
PA I.D. #90963
WELTMAN, WEINBERG & REIS CO., L.P.A.
1400 Koppers Building
436 Seventh Avenue
Pittsburgh, PA 15219
(412) 434-7955

S FILED Atty fd. \$0.00
M 130201 MAR 09 2011
By William A. Shaw
Prothonotary/Clerk of Court
300+6wnts to Sheriff

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

DISCOVER BANK
Plaintiff

vs.

Civil Action No. 2008-2269-CD

SHAUNA R OLSON
Defendant(s)

FIRST COMMONWEALTH BANK
PNC BANK
Garnishee(s)

PRAECIPE FOR WRIT OF EXECUTION

TO THE PROTHONOTARY:

Kindly issue a Writ of Execution in the above matter...

1. directed to the Sheriff of CLEARFIELD County:
2. against SHAUNA R OLSON , Defendant
3. against FIRST COMMONWEALTH BANK, PNC BANK, , Garnishee

4. Judgment Amount	\$	\$3,730.90
Interest	\$	\$398.07
Costs	\$	
SUBTOTAL:	\$	\$4,128.97
Costs (to be added by Prothonotary):	Prothonotary costs	\$ <u>155.00</u>

WELTMAN, WEINBERG & REIS CO., L.P.A.

By: _____

Matthew D. Urban, Esquire

PA I.D. #90963

WELTMAN, WEINBERG & REIS CO., L.P.A.
1400 Koppers Building
436 Seventh Avenue
Pittsburgh, PA 15219
(412) 434-7955

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF CLEARFIELD

DISCOVER BANK
Plaintiff

vs.

Civil Action No. 2008-2269-CD

SHAUNA R OLSON
Defendant(s)

FIRST COMMONWEALTH BANK
PNC BANK
Garnishee(s)

WRIT OF EXECUTION
NOTICE

This paper is a "Writ of Execution". It has been issued because there is a judgment against you. It may cause your property to be held or taken to pay the judgment. You may have legal rights to prevent your property from being taken. A lawyer can advise you more specifically of these rights. If you wish to exercise your rights, you must act promptly.

The law provides that certain property cannot be taken and sold by the Sheriff to satisfy your debts. **SUCH PROPERTY IS SAID TO BE EXEMPT**. No matter what you may owe, there is a **DEBTOR'S EXEMPTION** established by law. This means that no matter what happens, the Sheriff must give you from the sale at least \$300.00 in cash or property. There are also other exemptions which may be applicable to you. Listed below is a summary of some of the major exemptions. You may have other exemptions or other rights. If you have an exemption, you should do the following promptly:

- (1) Complete the claim form on the opposite side and demand a prompt hearing.
- (2) Deliver the form or mail it to the Sheriff's Office at the address noted.

You should come to court when and where you are told to appear ready to explain your exemption. **IF YOU DO NOT COME TO COURT AND PROVE YOUR EXEMPTION, YOU MAY LOSE SOME OF YOUR PROPERTY.**

YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHERE YOU CAN GET LEGAL HELP.

COURT ADMINISTRATOR
CLEARFIELD COUNTY COURTHOUSE
SECOND & MARKET STREETS
CLEARFIELD, PA 16830
(814) 765-2641, ext. 50-51

MAJOR EXEMPTIONS UNDER PENNSYLVANIA AND FEDERAL LAW

1. \$300.00 exemptions set by law.
2. All wearing apparel used by yourself and all family members.
3. Bibles, school books, sewing machines, uniforms & equipment.
4. Tools of your trade such as carpenter's tools.
5. Most wages & unemployment benefits.
6. Social Security benefits, certain retirement funds and accounts.
7. Certain veteran & armed forces benefits.
8. Certain insurance proceeds.
9. Such other exemptions as may be provided by law.

CLAIM FOR EXEMPTION

TO THE SHERIFF:

I, the above-named defendant, claim exemption of property from levy or attachment:

(1) FROM MY PERSONAL PROPERTY IN MY POSSESSION WHICH HAS BEEN LEVIED UPON,

(a) I desire that my statutory \$300.00 exemption be:

(1) set aside in kind (specify property, to be set aside in kind):

(2) paid in cash following the sale of the property levied upon; or

(b) I claim the following exemption: (specify property and basis of exemption):

(2) FROM MY PROPERTY WHICH IS IN THE POSSESSION OF A THIRD PARTY, I CLAIM THE FOLLOWING EXEMPTIONS:

(a) my \$300.00 statutory exemption: in cash in kind
(specify property):

(b) Social Security benefits on deposit in the amount of \$ _____

(c) Other (specify amount & basis for exemption): _____

I request a prompt court hearing to determine the exemption.

Notice of hearing should be given me at the following:

ADDRESS: _____ TELEPHONE NUMBER: _____

I verify that the statements made in this Claim for Exemption are true and correct. I understand that false statements herein are made subject to the penalties of 18 PA. C.S. § 4904 relating to unsworn falsification to authorities:

Date: _____ Defendant: _____

THIS CLAIM TO BE FILED WITH:

Office of the Sheriff of Clearfield County
Courthouse
1 N Second Street
Clearfield, PA 16830
Telephone Number: (814) 765-2641 ext

Note: Under paragraphs (1) and (2) of the Writ, a description of specific property to be levied upon or attached may be set forth in the Writ or included in a separate direction to the Sheriff.

Under paragraph (2) of the writ, if attachment of a named garnishee is desired, his name should be set forth in the space provided.

Under paragraph (3) of the writ, the Sheriff may, as under prior practice, add as a garnishee any person not named in this writ who may be found in possession of property of the defendant. See Rule 3111(a). For limitations on the power to attach tangible personal property, see Rule 3108(a) (b). Each court shall, by local rule, designate the officer, organization or person to be named in the notice.

IN THE COURT OF COMMON PLEAS CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

DISCOVER BANK

Plaintiff

vs.

Civil Action No. 2008-2269-CD

COPY

SHAUNA R OLSON
Defendant(s)

FIRST COMMONWEALTH BANK
PNC BANK
Garnishee(s)

WRIT OF EXECUTION

TO THE SHERIFF OF CLEARFIELD COUNTY:

To satisfy the judgment, interest and costs against: SHAUNA R OLSON Defendant(s); You are also directed to attach the property of the defendant not levied upon in the possession of FIRST COMMONWEALTH BANK; PNC BANK; , AS GARNISHEE, 14303 CLEARFIELD SHAWVILLE HWY CLEARFIELD, PA 16830; 200 N BRADY ST DUBOIS, PA 15801; and to notify the garnishee that:

- a. An attachment has been issued;
- b. Except as provided in paragraph (c), the garnishee is enjoined from paying any debt to or for the account of the defendant and from delivering any property of the defendant or otherwise disposing thereof;
- c. The attachment shall not include any funds in an account of the defendant with a bank or other financial institution
 - i. In which funds are deposited electronically on a recurring basis and are identified as being funds that upon deposit are exempt from execution, levy or attachment under Pennsylvania or federal law, or (i) the first \$10,000.00 of each of the account of the defendant (s) with a bank or other financial institution containing any funds which are deposited electronically on a recurring basis and are identified as being funds that upon deposit are exempt from execution, levy or attachment under Pennsylvania or federal law
 - ii. Each account of the defendant(s) with a bank or other financial institution in which funds on deposit exceed \$10,000.00 at any time if all funds are deposited electronically on a recurring basis and are identified as being funds that upon deposit are exempt from execution, levy or attachment under Pennsylvania or federal law
 - iii. Any funds in an account of the defendant (s) with a bank or other financial institution in which funds on deposit exceed \$10,000.00 at any time if all funds are deposited electronically on a recurring basis and are identified as being funds that upon deposit are exempt from execution, levy or attachment under Pennsylvania or federal law

(2) If property of the defendant not levied upon and subject to attachment is found in the possession of anyone other than a named garnishee, you are directed to notify [him] such other person that he or she has been added as a garnishee and is enjoined as above stated

Amount due \$ 4,128.97

Costs to be added..... \$ _____

Prothonotary costs 155.00
Prothonotary

DATED: 3/9/11

Deputy

To Deputy 3/15/11

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
NO: 08-2269-CD

DISCOVER BANK

vs

SHAUNA R. OLSON

TO: FIRST COMMONWEALTH BANK & PNC BANK, Garnishees

WRIT OF EXECUTION, INTERROGATORIES TO GARNISHEE

SERVE BY: 06/08/2011 **RUSH** HEARING: PAGE: 108267

DEFENDANT: PNC BANK, Garnishee
ADDRESS: 200 N. BRADY ST.

DUBOIS, PA 15801

ALTERNATE ADDRESS

SERVE AND LEAVE WITH: GARNISHEE

5 FILED

0/8:35cm
MAR 17 2011

CIRCLE IF THIS HIGHLIGHTED ADDRESS IS: VACANT

OCCURRED William A. Shaw
Prothonotary/Clerk of Courts

ATTEMPTS _____

SHERIFF'S RETURN

NOW, 3-16-11 AT 9:05 AM PM SERVED THE WITHIN

WRIT OF EXECUTION, INTERROGATORIES TO GARNISHEE ON PNC BANK, Garnishee, DEFENDANT

BY HANDING TO Diane Hawley, P.I.C.

A TRUE AND ATTESTED COPY OF THE ORIGINAL DOCUMENT AND MADE KNOW TO HIM/HER THE CONTENTS THEREOF.

ADDRESS SERVED 200 N. Brady ST., Dubois, Pa. 15801

NOW _____ AT _____ AM / PM POSTED THE WITHIN

WRIT OF EXECUTION, INTERROGATORIES TO GARNISHEE FOR PNC BANK, Garnishee

AT (ADDRESS) _____

NOW _____ AT _____ AM / PM AFTER DILIGENT SEARCH IN MY BAILIWICK,

I MAKE RETURN OF **NOT FOUND** AS TO PNC BANK, Garnishee

REASON UNABLE TO LOCATE _____

SWORN TO BEFORE ME THIS

DAY OF 2011

So Answers: CHESTER A. HAWKINS, SHERIFF

BY:

James L. Davis
Deputy Signature
James L. Davis
Print Deputy Name

To Deputy 3/15/11

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
NO: 08-2269-CD

DISCOVER BANK

vs

SHAUNA R. OLSON

TO: FIRST COMMONWEALTH BANK & PNC BANK, Garnishees
WRIT OF EXECUTION, INTERROGATORIES TO GARNISHEE

SERVE BY: 06/08/2011 **RUSH** HEARING: PAGE: 108267

DEFENDANT: FIRST COMMONWEALTH BANK, Garnishee
ADDRESS: 14303 CLEARFIELD SHAWVILLE HWY.
CLEARFIELD, PA 16830

ALTERNATE ADDRESS

SERVE AND LEAVE WITH: GARNISHEE

CIRCLE IF THIS HIGHLIGHTED ADDRESS IS: VACANT

OCCUPIED

ATTEMPTS

*FILED
03/34/11
MAR 17 2011
William A. Shaw
Honorary Clerk of Courts*

SHERIFF'S RETURN

NOW, 3-17-11 AT 9:10 AM / PM SERVED THE WITHIN

WRIT OF EXECUTION, INTERROGATORIES TO GARNISHEE ON FIRST COMMONWEALTH BANK, Garnishee,
DEFENDANT

BY HANDING TO Kim Baughman, CSR

A TRUE AND ATTESTED COPY OF THE ORIGINAL DOCUMENT AND MADE KNOW TO HIM / HER THE CONTENTS
THEREOF.

ADDRESS SERVED 14303 Clearfield Shawville Hwy Clearfield, Pa. 16830

NOW _____ AT _____ AM / PM POSTED THE WITHIN

WRIT OF EXECUTION, INTERROGATORIES TO GARNISHEE FOR FIRST COMMONWEALTH BANK, Garnishee

AT (ADDRESS) _____

NOW _____ AT _____ AM / PM AFTER DILIGENT SEARCH IN MY BAILIWICK,

I MAKE RETURN OF **NOT FOUND** AS TO FIRST COMMONWEALTH BANK, Garnishee

REASON UNABLE TO LOCATE _____

SWORN TO BEFORE ME THIS

DAY OF 2011

So Answers: CHESTER A. HAWKINS, SHERIFF

BY:

Jerome M. Neff
Deputy Signature

Print Deputy Name

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

Dkt Pg. 108267

3 of 3

DISCOVER BANK

NO. 08-2269-CD

-vs-

SHAUNA R. OLSON

WRIT OF EXECUTION/
INTERROGATORIES TO
GARNISHEE

TO: FIRST COMMONWEALTH BANK &
PNC BNK, GARNISHEES

SHERIFF'S RETURN

NOW MARCH 22, 2011 MAILED THE WITHIN:

PRAECIPE, WRIT, WRIT NOTICE, CLAIM FOR EXEMPTION & INTERROGATORIE

TO: SHAUNA R. OLSON, DEFENDANT

AT: 507 1st ST., DUBOIS, PA. 15801

IN THE S.A.S.E.

FILED
3:25 pm
MAR 22 2011

William A. Shaw
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 108267
NO: 08-2269-CD
SERVICES 3
WRIT OF EXECUTION, INTERROGATORIES TO GARNISHEE

PLAINTIFF: DISCOVER BANK

vs.

DEFENDANT: SHAUNA R. OLSON

TO: FIRST COMMONWEALTH BANK & PNC BANK, Garnishees

SHERIFF RETURN

RETURN COSTS

Description	Paid By	CHECK #	AMOUNT
SURCHARGE	WELTMAN	5074950	30.00
SHERIFF HAWKINS	WELTMAN	5074950	53.82

Sworn to Before Me This

So Answers,

____ Day of _____ 2011



by *Marilyn Hauer*

Chester A. Hawkins
Sheriff

RECEIVED

MAR 17 2011

FILED

MAR 23 2011

William A. Shaw
Prothonotary/Clerk of Courts

no 91

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

DISCOVER BANK
Plaintiff

vs.

Civil Action No. 2008-2269-CD

SHAUNA R OLSON
Defendant(s)

INTERROGATORIES IN ATTACHMENT

FIRST COMMONWEALTH BANK
PNC BANK
Garnishee(s)

FILED ON BEHALF OF:
Plaintiff

COUNSEL OF RECORD OF
THIS PARTY:

Matthew D. Urban, Esquire
PA I.D. #90963
WELTMAN, WEINBERG & REIS CO., L.P.A.
1400 Koppers Building
436 Seventh Avenue
Pittsburgh, PA 15219
(412) 434-7955

IN THE COURT OF COMMON PLEAS CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

DISCOVER BANK
Plaintiff

vs.

Civil Action No. 2008-2269-CD

SHAUNA R OLSON
Defendant(s)

FIRST COMMONWEALTH BANK
PNC BANK
Garnishee(s)

TO: FIRST COMMONWEALTH BANK, 14303 CLEARFIELD SHAWVILLE HWY, CLEARFIELD, PA
16830
PNC BANK, 200 N BRADY ST, DUBOIS, PA 15801

RE: SHAUNA R OLSON , 507 1ST ST, DU BOIS, PA 15801

Suggested Reference No.: XXX-XX-2369
XXX-XX-

IMPORTANT NOTICES TO GARNISHEE!

A. You are required to file answers to the following interrogatories within twenty (20) days after service upon you. Failure to do so may result in Judgment against you.

B. Herein, the word "defendant" means any one or more of the defendants against whom the writ of Execution is issued.

C. While service of Writ upon the Garnishee attaches all property of the Defendant subject to attachment which is then in the hands of the garnishee, it also attaches all property of the defendant which comes into the Garnishee's possession thereafter, until Judgment is entered against the Garnishee. For example, the resultant liability of a Garnishee-Bank would not be measured by the balance in the debtor's account, either at the time of service of the Writ or at the time of Judgment against the Garnishee, but rather by the amounts deposited and withdrawn during the intervening period.

INTERROGATORIES IN ATTACHMENT

For all answers to this and the foregoing Interrogatories, see Exhibit "A" attached hereto and made part of hereof.

1. At the time you were served or at any subsequent time did you owe the defendant any money or were you liable to him on any negotiable or other written instrument, or did he claim that you owed him any money or were liable to him for any reason (including funds on deposit for checking or savings accounts and certificates of deposit)?

1a. If the answer to Interrogatory 1 is in the affirmative, state the following: the amount of money you owe or owed to defendant, and, if such money is in the form of a fund, the present location thereof; the terms, face amount and amount you owe or owed to defendant on each of such negotiable or other written instruments and the present location of each of such instruments; the amount or amounts that defendant claims or claimed that you owe or owed to him; and the nature and amount of each of such liabilities.

2. At the time you were served or at any subsequent time was there in your possession, custody or control of yourself and one or more other persons any property of any nature owned solely or in part by the defendant.

3. At the time you were served or at any subsequent time did you hold legal title to any property of any nature owned solely or part by the defendant or in which defendant held or claimed any interest?

4. At the time you were served or at any subsequent time did you hold as fiduciary any property in which the defendant had an interest?

5. At any time before or after you were served, did the defendant transfer or deliver any property to you or to any person or place pursuant to your directions or consent and if so what was the consideration thereof?

6. At any time after you were served did you pay, transfer, or deliver any money or property to the defendant or to any person or place pursuant to his direction or otherwise discharge any claim of the defendant against you?

7. If you are a bank or other financial institution, at the time you were served or at any subsequent time did the defendant have funds on deposit in an account in which funds are deposited electronically on a recurring basis and which are identified as being funds that upon deposit are exempt from execution, levy or attachment under Pennsylvania or federal law? If so, Identify each account and state the reason for the exemption, the amount being withheld under each exemption and the amount of funds in each account, and the entity electronically depositing those funds on a recurring basis.

8. If you are a bank or other financial institution, at the time you were served or at any subsequent time did the defendant have funds on deposit in an account in which the funds on deposit, not including any otherwise exempt funds, did not exceed the amount of the general monetary exemption under 42 Pa.C.S. § 8123? If so, identify each account.

9. If the answer to Interrogatory 1 is in the affirmative, state the date the sheriff served these interrogatories on this institution.

10. If the answer to Interrogatory 1 is in the affirmative, state the date the written instrument, checking or savings account, certificate of deposit, or other funds were frozen, restricted, or otherwise put on hold by this institution.

11. If the response to Interrogatory 7 is in the affirmative, are other funds comingled in the account which are not deposited electronically on a recurring basis and which are identified as being funds that upon deposit are exempt from execution, levy or attachment under Pennsylvania or federal law?

12. If the response to Interrogatory 11 is in the affirmative, state the amount of non-exempt funds on deposit in the account.

WELTMAN, WEINBERG & REIS CO., L.P.A.

By: _____

Matthew D. Urban, Esquire

PA I.D. #90963

WELTMAN, WEINBERG & REIS CO., L.P.A.

1400 Koppers Building

436 Seventh Avenue

Pittsburgh, PA 15219

(412) 434-7955

EXHIBIT "A"

ANSWERS TO INTERROGATORIES

1. No

a. N/A

2. No

3. No

4. No

5. No

6. No

7. N/A

8. N/A

9. March 17, 2011

10. N/A

11. N/A

12. N/A

VERIFICATION

COMMONWEALTH OF PENNSYLVANIA)
)
COUNTY OF INDIANA)

On this 21st day of March 2011 before me, the undersigned officer, a Notary Public in and for said Commonwealth and County, personally appeared LEDA E MCCRACKEN, who being duly sworn according to law, acknowledged that she is Assistant Vice President of First Commonwealth Bank, and that the facts set forth in the foregoing Interrogatories are true and correct to the best of her knowledge and belief.

Leda E. McCracken
Leda E. McCracken, Asst. Vice President
First Commonwealth Bank

Sworn and subscribed to before me
This 21st day of *March* 2011

Susan L. Lindenberg
Notary Public

COMMONWEALTH OF PENNSYLVANIA
NOTARIAL SEAL
SUSAN L. LINDBERG, NOTARY PUBLIC
INDIANA BOROUGH, INDIANA COUNTY
MY COMMISSION EXPIRES APRIL 10, 2014

CERTIFICATE OF SERVICE

I hereby certify that on March 22, 2011 I have this day caused to be served a true and correct copy of this ANSWERS TO INTERROGATORIES upon the following parties:

VIA REGULAR U.S. MAIL

*Matthew D. Urban, Esquire
Weltman, Weinberg & Reis Co., LPA
1400 Koppers Building
436 Seventh Avenue
Pittsburgh, PA 15219*

As Plaintiff

Leda E. McCracken
Leda E. McCracken
Assistant Vice President
First Commonwealth Bank

WELTMAN, WEINBERG & REIS CO., L.P.A.

BY: James C Warmbrodt, Esquire

I.D. No.42524

436 Seventh Avenue, Suite 1400

Pittsburgh, PA 15219

Phone: 412.434.7955

Fax: 412.434.7959

File # 7049293

Attorney for Plaintiff(s)

FILED (12)

APR 11 2011
MAY 10 2011
William A. Shaw
Prothonotary/Clerk of Courts

2 Wm to Attn

DISCOVER BANK

Clearfield County
Court of Common Pleas

vs.

SHAUNA R OLSON

NO. 2008-2269-CD

and

FIRST COMMONWEALTH BANK and PNC BANK

Garnishee(s)

PRAECIPE TO DISCONTINUE ATTACHMENT EXECUTION

TO THE PROTHONOTARY:

Kindly marked the above matter discontinued and ended as to Garnishee(s), FIRST
COMMONWEALTH BANK and PNC BANK, only.

WELTMAN, WEINBERG & REIS CO., L.P.A.

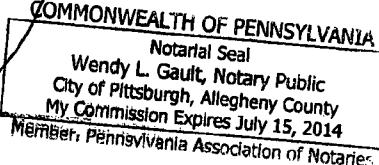
By _____

James C Warmbrodt, Esquire
Attorney for Plaintiff

Sworn to and subscribed

Before me the 21 day of March, 2011

NOTARY PUBLIC



IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DISCOVER BANK :

VS. :

SHAUNA R OLSON :

NO. 2008-2269-CD

S cms
FILED

PRAECIPE FOR APPEARANCE

TO THE PROTHONOTARY:

Please enter my appearance for DISCOVER BANK

in the above case.

JAN 20 2015
M 10800 Sm
BRIAN K. SPENCER
PROTHONOTARY & CLERK OF COURTS
NO CC

Date: December 18, 2014

 / 317475
Signature/ID Number

Stephen Selinger
Print Name

Eltman, Eltman & Cooper, PC
Firm

140 Broadway, 26th Fl
Address

New York, NY 10005

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

ca

DISCOVER BANK

VS.

NO. 2008-2269-CD

SHAUNA R OLSON

PRAECIPE FOR APPEARANCE

FILED
M 1934/BS
SEP 28 2015
Tia

BRIAN K. SPENCER
PROTHONOTARY & CLERK OF COURTS

TO THE PROTHONOTARY: DISCOVER BANK

Please enter my appearance for _____
in the above case.

Date: September 16, 2015

 / 311406

Signature/ID Number

Tia Dinh
Print Name

Eltman Law, PC
Firm

101 Hudson Street, Suite 2702
Address

Jersey City, NJ 07302

COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DISCOVER BANK

Plaintiff

No. 2008-2269-CD

SHAUNA R. OLSON
507 1ST ST
DU BOIS, PA 15801
XXX-XXX-3691

Defendant

CIVIL ACTION

FIRST COMMONWEALTH BANK
Garnishee

es
FILED
M 10/50/2015
S SEP 28 2015
2nd Shrt.
BRIAN K. SPENCER
PROTHONOTARY & CLERK OF COURTS

INTERROGATORIES TO THE ABOVE NAMED GARNISHEE

TO: **FIRST COMMONWEALTH BANK**
14303 Clearfield Shawville Hwy
Clearfield PA 16830

You are required to file an answer to the following interrogatories within twenty (20) days after service upon you. Failure to do so may result in judgment against you.

1. At the time you were served or at any subsequent time did you owe the defendant any money or were you liable to the defendant on any negotiable or other written instrument, or did the defendant claim that you owed the defendant any money or were liable to the defendant for any reason?

2. At the time you were served or at any subsequent time was there in your possession, custody or control or in the joint possession, custody or control of yourself and one or more other persons any property of any nature owned solely or in part by the defendant?

3. At the time you were served or at any subsequent time did you hold legal title to any property of any nature owned solely or in part by the defendant or in which the defendant held or claimed any interest?

4. At the time you were served or at any subsequent time did you hold as a fiduciary any property in which the defendant had an interest?

5. At any time before or after you were served did the defendant transfer or deliver any property to you or to any person or place pursuant to your direction or consent and if so what was the consideration therefor?

6. At any time after you were served did you pay, transfer or deliver any money or property to the defendant or to any person or place pursuant to the defendant's direction or otherwise discharge any claim of the defendant against you?

7. If you are a bank or other financial institution, at the time you were served or at any subsequent time did the defendant have funds on deposit in an account in which the funds are deposited electronically on a recurring basis and which are identified as being funds that upon deposit are exempt from execution, levy or attachment under Pennsylvania or federal law?

a. If so, identify each account and state the amount of funds in each, and the entity electronically depositing those funds on a recurring basis.

8. If you are a bank or other financial institution, at the time you were served or at any subsequent time did the defendant have funds on deposit in an account in which the funds on deposit, not including any otherwise exempt funds, did not exceed the amount of the general monetary exemption under 42 Pa.C.S. § 8123 ?

If so, identify each account.

9. At any time after you were served, did Defendant, either solely or in part, have any account (savings, checking, certificate of deposit, money market, deposits, safe deposit box, and any other debt and/or property) with your office?

If so, please provide:

a. The account number of each account;

b. The amount of money in each account.

c. The amount of money subject to garnishment after deducting all fees and exemptions.

10. At any time before or after you were served, did Defendant, either solely or in part, submit any applications for any loans from you. If so, please advise whether or not it was approved.



Tia Dinh, Esq.
Eltman Law, P.C.
101 Hudson St., Suite 2702
Jersey City, NJ 07302
T: 212-660-3172

VERIFICATION

I, _____ hereby state that I am authorized to answer the Garnishment Interrogatories in this case. I further verify that the facts contained in the foregoing attached answers to Interrogatories are true and correct to the best of my knowledge, information and belief. I understand that false statements herein are made subject to the penalties of 18 Pa.C.S.A. §4904, relating the unsworn falsifications to authorities.

Date: _____

By: _____

Title: _____

FILED
MP4833
S SEP 28 2015
2010 Vac Atty. Dink.
BRIAN K. SPENCER
PROTHONOTARY & CLERK OF COURTS
2nd Shift

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

CIVIL DIVISION

DISCOVER BANK	:	No.	2008-2269-CD
VS	:	Amount Due	\$3730.90
SHAUNA R OLSON	:	Interest from	5/18/2009
	:	Interest Accrued	\$1398.73
	:	Total	\$5,129.63

PRAECIPE FOR WRIT OF EXECUTION

To the Clerk of Judicial Records - Civil Division:

Issue a writ of execution in the above matter,

- (1) direct the Sheriff of CLEARFIELD county;
- (2) against SHAUNA R OLSON, defendant(s) and upon the
(Name of Defendant)
Following described property of the defendant(s)

(If real property supply six copies of the description)

against FIRST COMMONWEALTH BANK, garnishee(s) for the following property:

(3) and enter this writ in the judgment index

a) against SHAUNA R OLSON, defendant(s)
defendant(s)

and

b) against FIRST COMMONWEALTH BANK, as garnishee(s)
garnishee(s)

as a lis pendens against real property of the defendant in name of garnishee as follows:

(Specifically described property)

Date: 9/22/15

Signature:	
Print Name:	TIA DINH, ESQ.
Attorney for :	DISCOVER BANK
Address:	101 Hudson Street Suite 2707
Telephone:	(212) 660-3172
Supreme Court ID No.	311406

** Where judgment has been entered under Rule 2951(a), attorneys' fees may be included if they are authorized in the instrument and there has been record appearance of council at any stage of the proceedings.

(Rev2/12)Pa.R.C.P.3251

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

WRIT OF EXECUTION

Commonwealth of Pennsylvania

County of CLEARFIELD

File No. 2008-2269-CD

To the Sheriff of CLEARFIELD County:

To satisfy the judgment, interest and costs against

SHAUNA R OLSON

defendant,

(Name of Defendant)

(1) you are directed to levy upon the property of the defendant and to sell the defendant's interest therein; _____

(2) you are also directed to attach the property of the defendant not levied upon in the possession of FIRST COMMONWEALTH BANK

(Name of the Garnishee)

as garnishee, _____

(Specifically describe property)

and to notify the garnishee that

- a) An attachment has been issued;
- b) Except as provided in paragraph (c), the garnishee is enjoined from paying any debt to or for the account of the defendant and from delivering any property of the defendant or otherwise disposing thereof;
- c) the attachment shall not include
 - (i) the first \$10,000 of each account of the defendant with a bank or other financial institution containing any funds which are deposited

electronically on a recurring basis and are identified as being funds that upon deposit are exempt from execution, levy or attachment under Pennsylvania or federal law.

- (ii) each account of the defendant with a bank or other financial institution in which funds on deposit exceed \$10,000 at any time if all funds are deposited electronically on a recurring basis and are identified as being funds that upon deposit are exempt from execution, levy or attachment under Pennsylvania or federal law.
- (iii) Any funds in an account of the defendant with a bank or other financial institution that total \$300 or less. If multiple accounts are attached, a total of \$300 in all accounts shall not be subject to levy and attachment as determined by the executing officer. The funds shall be set aside pursuant to the defendant's general exemption provided in 42 Pa. C.S. § 8123.

(3) If property of the defendant not levied upon and subject to attachment is found in the possession of anyone other than a named garnishee, you are directed to notify such other person that he or she has been added as a garnishee and is enjoined as above stated.

Amount due	\$3730.90	Plaintiff Pd	\$
Interest from 5/18/09	\$1398.73	Defendant Pd	\$
(Costs to be added)	<u>175.00</u>		

Seal of the Court

Clerk of Judicial Records

By:

 Civil Division Deputy

MAJOR EXEMPTIONS UNDER PENNSYLVANIA AND FEDERAL LAW

1. \$300.00 statutory exemption
2. Bibles, school books, sewing machines, uniforms & equipment
3. Most wages and unemployment compensation
4. Social Security benefits
5. Certain retirement funds and accounts
6. Certain veteran and armed forces benefits
7. Certain insurance proceeds
8. Such other exemptions as may be provided by law.

If you have an exemption, you should do the following promptly: (1) Fill out the attached claim form and demand for a prompt hearing; (2) Deliver the form or mail it to the sheriff's office located at the 1 North 2nd Street, Clearfield, Pennsylvania, 16830 Phone 814-765-2641

You should come to court ready to explain your exemption. If you do not come to court and prove your exemption, you may lose some of your property.

YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW. THIS OFFICE CAN PROVIDE YOU WITH INFORMATION ABOUT HIRING A LAWYER.

IF YOU CANNOT AFFORD TO HIRE A LAWYER, THIS OFFICE MAY BE ABLE TO PROVIDE YOU WITH INFORMATION ABOUT AGENCIES THAT MAY OFFER LEGAL SERVICES TO ELIGIBLE PERSONS AT A REDUCED FEE OR NO FEE.

**Clearfield County Pennsylvania Bar Association
Lawyers Referral Service
PO Box 168**

Harrisburg, PA 17108

Phone: (800)692-7375

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DISCOVER BANK

vs.

SHAUNA R OLSON

2008-2269-CD

CLAIM FOR EXEMPTION

To the Sheriff:

I, the above named defendant, claim exemption of property from levy or attachment:

(1) From my personal property in my possession which has been levied upon,
(a) I desire that my \$300 statutory exemption be:

(i) set aside in kind (specific property to be set aside in kind);

(ii) paid in cash following the sale of the property levied upon; or

(b) I claim the following exemption (specify property and basis of exemption):

2. From my property which is in the possession of a third party, I claim the following exemptions:

(a) my \$300 statutory exemption: in cash; in kind (specify property):

(b) other (specific amount and basis of exemption) _____

CLAIM FOR EXEMPTION – Continued

I request a prompt hearing to determine the exemption. Notice of the hearing should be given to me at _____ (Address),

_____ (Telephone number).

I verify that the statements made in this Claim for Exemption are true and correct. I understand that false statements herein are made subject to the penalties of 18 Pa. C. S. § 4904 relating to unsworn falsification to authorities.

Date: _____

Signature of Defendant

THIS CLAIM TO BE FILED WITH
THE OFFICE OF THE SHERIFF OF CLEARFIELD COUNTY
1 North 2nd Street, Clearfield, Pennsylvania, 16830
Phone 814-765-2641.

MAJOR EXEMPTIONS UNDER PENNSYLVANIA AND FEDERAL LAW

1. \$300.00 statutory exemption
2. Bibles, school books, sewing machines, uniforms & equipment
3. Most wages and unemployment compensation
4. Social Security benefits
5. Certain retirement funds and accounts
6. Certain veteran and armed forces benefits
7. Certain insurance proceeds
8. Such other exemptions as may be provided by law.

If you have an exemption, you should do the following promptly: (1) Fill out the attached claim form and demand for a prompt hearing; (2) Deliver the form or mail it to the sheriff's office located at the 1 North 2nd Street, Clearfield, Pennsylvania, 16830 Phone 814-765-2641

You should come to court ready to explain your exemption. If you do not come to court and prove your exemption, you may lose some of your property.

YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW. THIS OFFICE CAN PROVIDE YOU WITH INFORMATION ABOUT HIRING A LAWYER.

IF YOU CANNOT AFFORD TO HIRE A LAWYER, THIS OFFICE MAY BE ABLE TO PROVIDE YOU WITH INFORMATION ABOUT AGENCIES THAT MAY OFFER LEGAL SERVICES TO ELIGIBLE PERSONS AT A REDUCED FEE OR NO FEE.

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CLAIM FOR EXEMPTION – Continued

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Date: _____

Signature of Defendant

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THE OFFICE OF THE SHERIFF OF CLEARFIELD COUNTY
1 North 2nd Street, Clearfield, Pennsylvania, 16830
Phone 814-765-2641.

RECEIVED
OCT 15 2015

COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DISCOVER BANK

Plaintiff

SHAUNA R OLSON
507 1ST ST
DU BOIS, PA 15801
XXX-XXX-369

Defendant

No. 2008-2269-CD

I hereby certify this to be a true
and attested copy of the original
statement filed in this case.

CIVIL ACTION

SEP 28 2015

FIRST COMMONWEALTH BANK
Garnishee

A TRUE COPY
ATTEST:

Dick. Saylor
PROTHONOTARY-CLERK

INTERROGATORIES TO THE ABOVE NAMED GARNISHEE

TO: **FIRST COMMONWEALTH BANK**
14303 Clearfield Shawville Hwy
Clearfield PA 16830

You are required to file an answer to the following interrogatories within twenty (20) days after service upon you. Failure to do so may result in judgment against you.

ANSWERS

1. At the time you were served or at any subsequent time did you owe the defendant any money or were you liable to the defendant on any negotiable or other written instrument, or did the defendant claim that you owed the defendant any money or were liable to the defendant for any reason?

For all answers to this and the foregoing Interrogatories see Exhibit "A" attached hereto and made part of hereof.

2. At the time you were served or at any subsequent time was there in your possession, custody or control or in the joint possession, custody or control of yourself and one or more other persons any property of any nature owned solely or in part by the defendant?

3. At the time you were served or at any subsequent time did you hold legal title to any property of any nature owned solely or in part by the defendant or in which the defendant held or claimed any interest?

S FILED
MAY 6/15
OCT 20 2015
NOON
BRIAN K. SPENCER
PROTHONOTARY & CLERK OF COURTS

FILED
MAY 28/15
OCT 14 2015
NOON
BRIAN K. SPENCER
PROTHONOTARY & CLERK OF COURTS

4. At the time you were served or at any subsequent time did you hold as a fiduciary any property in which the defendant had an interest?

5. At any time before or after you were served did the defendant transfer or deliver any property to you or to any person or place pursuant to your direction or consent and if so what was the consideration therefor?

6. At any time after you were served did you pay, transfer or deliver any money or property to the defendant or to any person or place pursuant to the defendant's direction or otherwise discharge any claim of the defendant against you?

7. If you are a bank or other financial institution, at the time you were served or at any subsequent time did the defendant have funds on deposit in an account in which the funds are deposited electronically on a recurring basis and which are identified as being funds that upon deposit are exempt from execution, levy or attachment under Pennsylvania or federal law?

a. If so, identify each account and state the amount of funds in each, and the entity electronically depositing those funds on a recurring basis.

8. If you are a bank or other financial institution, at the time you were served or at any subsequent time did the defendant have funds on deposit in an account in which the funds on deposit, not including any otherwise exempt funds, did not exceed the amount of the general monetary exemption under 42 Pa.C.S. § 8123 ?

If so, identify each account.

9. At any time after you were served, did Defendant, either solely or in part, have any account (savings, checking, certificate of deposit, money market, deposits, safe deposit box, and any other debt and/or property) with your office?

If so, please provide:

a. The account number of each account;

b. The amount of money in each account.

c. The amount of money subject to garnishment after deducting all fees and exemptions.

10. At any time before or after you were served, did Defendant, either solely or in part, submit any applications for any loans from you. If so, please advise whether or not it was approved.



Tia Dinh, Esq.
Eltman Law, P.C.
101 Hudson St., Suite 2702
Jersey City, NJ 07302
T: 212-660-3172

EXHIBIT "A"

ANSWERS TO INTERROGATORIES

1. No
2. No
3. No
4. No
5. No
6. No
7. N/A
 - a. N/A
8. N/A
9. N/A
10. N/A

VERIFICATION

COMMONWEALTH OF PENNSYLVANIA)
COUNTY OF INDIANA)

On this 15th day of October 2015 before me, a Notary Public in and for said Commonwealth and County, personally appeared LEDA E PISARCIK, who being duly sworn according to law, acknowledged that she is Assistant Vice President of First Commonwealth Bank, and that the facts set forth in the foregoing Interrogatories are true and correct to the best of her knowledge and belief.

Leda E Pisarcik
Leda E. Pisarcik, Asst. Vice President
First Commonwealth Bank

Cheryl Redding
Notary Public

COMMONWEALTH OF PENNSYLVANIA
NOTARIAL SEAL
CHERYL REDINGER, NOTARY PUBLIC
INDIANA BOROUGH, INDIANA COUNTY
MY COMMISSION EXPIRES MAY 14, 2016

CERTIFICATE OF SERVICE

I hereby certify that on October 15, 2015 I have this day caused to be served a true and correct copy of this ANSWERS TO INTERROGATORIES upon the following parties:

VIA REGULAR U.S. MAIL

*Tia Dihn, Esquire
Eltman Law, P.C.
101 Hudson St., Suite 2702
Jersey City, NJ 07302*

As Plaintiff

*LEDA E. PISARCIK
10/15/2015*

Leda E. Pisarcik

Leda E. Pisarcik
Assistant Vice President
First Commonwealth Bank

SHERIFF'S OFFICE OF CLEARFIELD COUNTY

Wesley B Thurston
Sheriff

Gary A Knaresboro
Solicitor

Michael Churner
Chief Deputy



Cynthia Butler-Aughenbaugh
Office Manager

DISCOVER BANK
vs.
SHAUNA R OLSON

Case Number
2008-2269-CD

SHERIFF'S RETURN OF SERVICE

10/13/2015 10:12 AM - DEPUTY MIKE ROWLES, BEING DULY SWORN ACCORDING TO LAW, DEPOSES AND SAYS, THAT THE REQUESTED PRAECIPE, WRIT, CLAIM FOR EXEMPTION & INTERROGATORIE WAS SERVED BY "PERSONALLY" HANDING A TRUE AND ATTESTED COPY TO A PERSON REPRESENTING THEMSELVES TO BE BRANDY POWELL TELLER, WHO ACCEPTED AS "ADULT PERSON IN CHARGE" FOR THE WITHIN NAMED GARNISHEE, FIRST COMMONWEALTH BANK, AT 14303 CLEARFIELD SHAWVILLE HWY, CLEARFIELD, PA 16830 AND ATTACHED AS DIRECTED.

10/15/2015 SHERIFF WESLEY B THURSTON, BEING DULY SWORN ACCORDING TO LAW, DEPOSES AND SAYS, THAT THE PRAECIPE, WRIT, CLAIM FOR EXEMPTION & INTERROGATORIE WAS SERVED UPON SHAUNA R OLSON AT 507 1ST STREET, DUBOIS, PA 15801 BY U.S. REGULAR MAIL.

SHERIFF COST: \$48.00

SO ANSWERS,

Wesley B. Thurston

October 15, 2015

WESLEY B THURSTON, SHERIFF

COSTS					
DATE	CATEGORY	MEMO	CHK #	DEBIT	CREDIT
10/06/2015	Advance Fee	Advance Fee	1958	\$0.00	\$200.00
10/06/2015	RDR			\$9.00	\$0.00
10/15/2015	Service			\$9.00	\$0.00
10/15/2015	Service (Additional Defendant)			\$6.00	\$0.00
10/15/2015	Surcharge			\$20.00	\$0.00
10/15/2015	Mileage			\$4.00	\$0.00
10/15/2015	Refund			\$152.00	\$0.00
				\$200.00	\$200.00
			BALANCE:	\$0.00	

FILED

S OCT 15 2015
013331BNT
BRIAN K. SPENCER
PROTHONOTARY & CLERK OF COURTS
WVCC

By: Tia Dinh, Esq.
Eltman Law, P.C.
Attorney ID # 311406
101 Hudson St., Ste 2702
Jersey City, NJ 07302
T (212) 660-3100
F (212) 660-3101
Attorney File #: 4405M0895

FILED
m/lys 9:03A
S SEP 19 2016
See Atty. Dinh.
BRIAN K. SPENCER
PROTHONOTARY & CLERK OF COURTS

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

CIVIL DIVISION

DISCOVER BANK	:	No. <u>2008-2269-CD</u>
VS	:	PRAECIPE TO DISSOLVE ATTACHMENT
SHAUNA R OLSON; defendant	:	
FIRST COMMONWEALTH BANK, garnishee;	:	
	:	
	:	
	:	
	:	
	:	

To the Prothonotary of CLEARFIELD County Pennsylvania:

Kindly enter the above Praeclipe to Dissolve the Attachment against Garnishee.

Date:

Signature:
Print Name:
Attorney for :
Address:
Telephone:
Supreme Court ID No.



TIA DINH, ESQ.

DISCOVER BANK

101 Hudson St., Suite 2702

Jersey City, NJ 07302

(212) 660-3100

311406